

United States District Court
Eastern District of California

Albert Anthony Caraig,

Petitioner,

vs.

Joe McGrath, Warden, et al.,

Respondents.

No. Civ. S 01-2066 GEB PAN P

Order

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September 28, 2005, petitioner filed a third-amended petition without the proof of service required by Fed. R. Civ. P. 5 and Local Rule 5-135. October 27, 2005, the court gave petitioner ten days to submit evidence he served the third-amended petition on respondents. November 7, 2005, petitioner filed evidence he served respondents.

Accordingly, respondents have 60 days from the date this order is signed to file and serve a response to the petition. An answer shall be accompanied by any and all transcripts or other

1 documents relevant to the determination of the issues presented
2 in the application. See Rule 5, Fed. R. Governing § 2254 Cases.
3 Petitioner's reply, if any, shall be filed and served within 30
4 days of service of an answer. If the response to petitioner's
5 application is a motion, petitioner's opposition or statement of
6 non-opposition shall be filed and served within 30 days of
7 service of the motion, and respondents' reply, if any, shall be
8 filed within 15 days thereafter.

9 So ordered.

10 Dated: November 17, 2005.

11 /s/ Peter A. Nowinski

12 PETER A. NOWINSKI

13 Magistrate Judge
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